IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1325 of 2004

Kala Vidya Mandir .. Petitioner

versus

Regional Provident Fund

Commissioiner & ors. .. Respondents

...

Mrs.Lata Desai i/b Pallavi Divekar for the petitioner.

Mr.S.M. Shah for the respondent no.1.

CORAM : D.G. KARNIK, J

DATED : 5th June 2006.

P.C.:

1. The petitioner has an alternative remedy under section 7(i) of the Employees Provident Fund and Miscellaneous Provisions Act 1952. Learned counsel for the petitioner submits that previously there was no Presiding Officer presiding over the Industrial Tribunal and therefore, the petitioner had filed the Writ Petition. The counsel further states that the

Presiding Officer has since been appointed.

2. In my opinion, petitioner has an alternative equally effacious remedy available and merely because there was no Presiding Officer for some time is no ground for invoking the writ jurisdiction of this Court. Hence, petition is rejected.

(D.G. KARNIK, J)